

FLORIDA PUBLIC SERVICE COMMISSION  
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Tallahassee, Florida 32399-0850

M E M O R A N D U M

APRIL 24, 1997

**TO:** DIRECTOR, DIVISION OF RECORDS AND REPORTING

**FROM:** DIVISION OF LEGAL SERVICES (COX) *MCB*  
DIVISION OF COMMUNICATIONS (MOSES) *MCB*

**RE:** DOCKET NO. 960407-TC - PETITION FOR WAIVER OF REQUIREMENT  
PROHIBITING PROVISION OF 0+ LOCAL AND 0+ INTRALATA CALLS  
FROM STORE-AND-FORWARD PAY TELEPHONES LOCATED IN  
CONFINEMENT FACILITIES, BY INVISION TELECOM, INC.

**AGENDA:** MAY 6, 1997 - REGULAR - INTERESTED PERSONS MAY  
PARTICIPATE

**CRITICAL DATES:** NONE

**SPECIAL INSTRUCTIONS:** I:\PSC\LEG\WP\960407.BCM

CASE BACKGROUND

On April 1, 1996, InVision Telecom, Inc. (InVision) filed a petition for waiver of Commission rules and policies to permit provision of 0+local and 0+intraLATA utilizing store-and-forward technology at pay telephones located in correctional institutions and other confinement facilities (Docket No. 960407-TC). On August 7, 1996, the Commission issued Order No. PSC-96-1009-FOF-TC granting InVision's waiver petition.

On August 21, 1996, Quincy Telephone Company (Quincy) filed a protest petition on Order No. PSC-96-1009-FOF-TC, and the matter was set for hearing. On August 28, 1996, ALLTEL Florida, Inc. (ALLTEL) filed a protest petition on Order No. PSC-96-1009-FOF-TC, and the matter was set for hearing.

Subsequently, on February 27, 1997, Quincy filed a withdrawal of its protest petition. Also, on March 17, 1997, ALLTEL filed a withdrawal of its protest petition. As a result, the following recommendations are appropriate.

DOCUMENT NUMBER-DATE

04178 APR 24 97

FPSC-RECORDS/REPORTING

DOCKET NO. 960407-TC  
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**DISCUSSION OF ISSUES**

**ISSUE 1:** Should the Commission acknowledge the withdrawals of protest on Order No. PSC-96-1009-FOF-TC in Docket No. 960407-TC by Quincy Telephone Company and ALLTEL Florida, Inc., and reinstate Order No. PSC-96-1009-FOF-TC, as a final order?

**RECOMMENDATION:** Yes. The Commission should acknowledge that Quincy and ALLTEL have withdrawn their protest petitions on Order No. PSC-96-1009-FOF-TC, and reinstate the order as a final order. The Order should be deemed effective the date of the Commission vote to grant the waiver petition.

**STAFF ANALYSIS:** With Quincy and ALLTEL's protest petitions withdrawn, there are no further issues for the Commission to address. Accordingly, the Commission should acknowledge that Quincy and ALLTEL have withdrawn their protest petitions on Order No. PSC-96-1009-FOF-TC, reinstate the Order, and declare the Order final. The Order should be deemed effective the date of the Commission vote to grant the waiver petition.

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**ISSUE 2:** Should this docket be closed?

**RECOMMENDATION:** Yes. If the Commission approves staff's recommendation in Issue 1, no further issues remain for the Commission to address. Therefore, this docket should be closed.

**STAFF ANALYSIS:** If the Commission approves staff's recommendation in Issue 1, no further matters remain for the Commission to address. Therefore, this docket should be closed.